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15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF CALIFORNIA**
17 **SACRAMENTO DIVISION**

18 MARION FRANKS,

19 Plaintiff,

20 v.

21 COMMISSIONER OF SOCIAL SECURITY,

22 Defendant.

23 Civil No. 2:23-cv-02736-DMC

24 **STIPULATION AND ORDER FOR**
25 **VOLUNTARY REMAND**

1 IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys,
2 and with the approval of the Court, that this action be remanded for further administrative action pursuant
3 to sentence four of 42 U.S.C. § 405(g). The purpose of the remand is to offer Plaintiff a new decision.

4 On remand, the Commissioner will offer Plaintiff an opportunity for a new hearing, further
5 develop the record as necessary, and issue a new decision. The parties further request that the Clerk of
6 the Court be directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the
7 final decision of the Commissioner.
8

9 Date: April 25, 2024

LAW OFFICES OF FRANCESCO BENAVIDES

10 By: /s/ Caspar Chan for Francesco Benavides *
11 FRANCESCO BENAVIDES
12 *Authorized by email on April 25, 2024
Attorneys for Plaintiff

13 Date: April 25, 2024

14 PHILIP A. TALBERT
15 United States Attorney
Eastern District of California

16 By: /s/ Caspar Chan
17 CASPAR CHAN
18 Special Assistant United States Attorney
Attorneys for Defendant

19
20 ORDER

21 APPROVED AND SO ORDERED

22
23 Dated: April 25, 2024

24 
25 DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE
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